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January 26, 2018

By ECF

Honorable Kenneth M. Karas
United States District Judge
United States District Court
Southern District of New York
300 Quarropas Street
White Plains, NY 10601-4150


Re: Porter v. Bunch, et al., 16-cv-5935 (KMK)

Dear Judge Karas:

This Office represents Defendants Bunch, Gascho, Pappas, Liciaga, Cole, Waithe, and Sorge, in the above-captioned case. Pursuant to Your Honor's direction, I am writing to seek leave to move to dismiss certain claims in the Third Amended Complaint ("TAC"), pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure. The grounds for this motion would be substantially similar to Defendants' previously fully-briefed motion, *see* ECF Nos. 53, 59; however, Defendants respectfully request leave to more fully address Plaintiff's voluminous additions made to the complaint. The TAC adds eleven pages of conclusory allegations, none of which state a claim against Defendants.

Defendants respectfully request that they be given until March 15, 2018, to file their motion to dismiss. Counsel has two forthcoming summary judgment motions—one which involves a defense on behalf of fourteen individual defendants—extensive discovery obligations in an employment discrimination case, and work-related travel.

Respectfully submitted,


Colleen K. Faherty
Assistant Attorney General

cc: Ryan Lozar, *counsel* (via ECF)